

15750 U.S. PTO



012804

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

FIRST-NAMED INVENTOR OR Jan Berka, *et al.*

APPLICATION IDENTIFIER:

FOR: BEAD EMULSION NUCLEIC ACID AMPLIFICATION

22264 U.S. PTO
10/767899

012804

MAIL STOP PATENT APPLICATION

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**REQUEST FOR FILING A NEW NONPROVISIONAL APPLICATION
UNDER 37 C.F.R. §1.53(b)**

1. This is a request for filing a new nonprovisional application under 37 C.F.R. §1.53(b). This application claims the benefit of priority to the following applications: USSN 60/443,471 filed January 29, 2003, USSN 60/465,071 filed April 23, 2003; USSN 60/476,313 filed on June 6, 2003, USSN 60/476,504 filed June 6, 2003, USSN 60/476,592 filed on June 6, 2003; USSN 60/476,602 filed on June 6, 2003, and USSN 60/497,985 filed August 25, 2003. All patent and patent applications in this paragraph are hereby fully incorporated herein by reference.

2. ☒ Specification and Drawings (Total pages: 58);
Specification (43 pages); Claims (5 pages) Abstract (1 page); and
Drawings: (9 Sheets, FIGS. 1-10E)
☒ Formal
☐ Informal
3. ☒ Declaration and Power of Attorney
☒ Unsigned
☐ Signed
4. ☐ Information Disclosure Statement (IDS)
☐ Copy of IDS and PTO-1449 (___ pages)
☐ Copies of references cited
5. ☐ Assignment Papers
☐ Recordation Form Cover Sheet (PTO-1595)
☐ Assignment Document

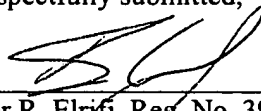
6. ☒ Statement Claiming Small Entity Status
- ☐ Claiming Small Entity As Independent Inventor (37 C.F.R. § 1.27(a)(1)).
- ☒ Claiming Small Entity As Small Business Concern (37 C.F.R. § 1.27(a)(2)).
- ☐ Claiming Small Entity As Nonprofit Organization (37 C.F.R. § 1.27(a)(3)).

7. Fee Calculation

CLAIMS AS FILED					
Claims	Number Filed	Basic Fee Allowance	Number Extra	Rate	Basic Fee 37 C.F.R. 1.16(a) \$770.00
Total Claims (37 C.F.R. 1.16(c))	44	- 20 =	24	\$18.00	\$432.00
Independent Claims (37 C.F.R. 1.16(b))	6	- 3 =	3	\$86.00	\$258.00
Multiple Dependent Claim(s), if any (37 C.F.R. 1.16(d))	0	0	0	\$290.00	\$ 0
SUBTOTAL:					\$1,460.00
Reduction by 50% for filing by small entity:					\$ 730.00
TOTAL FEE:					\$ 730.00

8. ☒ A check in the amount of \$730.00 is enclosed.
9. ☐ The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-0311, Ref. No. 21465-508 UTIL:
- ☒ Fees required under 37 C.F.R. §1.16;
- ☒ Fees required under 37 C.F.R. §1.17;
- ☐ Fees required under 37 C.F.R. §1.18.
10. ☒ Return Receipt Postcard Enclosed.
11. ☒ Other Documents Enclosed:
- Paper Copy of "Sequence Listing" (2 pages)
- Computer Readable Form Copy of the "Sequence Listing"
- Statement in Support of Computer Readable Form Submission

Respectfully submitted,



Dated: January 28, 2004

Ivor R. Elrifi, Reg. No. 39,529
Attorney for Applicants
MINTZ, LEVIN, COHN, FERRIS,
GLOVSKY and POPEO, P.C.
The Chrysler Center
666 Third Avenue, 24th Floor
New York, New York 10017
Tel: (212) 935-3000
Fax: (212) 983-3115